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by Reducing and
Preventing Pollution

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TO:

State Office of Administrative Hearings Honorable Thomas H. Walston
Administrative Law Judge
State Office of Administrative Hearings
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Honorable Catherine C. Egan
Administrative Law Judge
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TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

FROM:

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RE:

SOAH Docket No. 582-07-2674
TCEQ Docket No. 2007-0362-IHW

**EXECUTIVE DIRECTOR'S EXCEPTIONS TO SUPPLEMENTAL PROPOSAL
FOR DECISION FOLLOWING THE REMAND HEARING**

**SOAH Docket No. 582-07-2674
TCEQ Docket No. 2007-0362-IHW**

**APPLICATION BY
TEXCOM GULF DISPOSAL, LLC,
FOR TCEQ IHW PERMIT NO. 87758**

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**TEXAS COMMISSION ON
ENVIRONMENTAL QUALITY**

**EXECUTIVE DIRECTOR'S EXCEPTIONS TO SUPPLEMENTAL
PROPOSAL FOR DECISION FOLLOWING THE REMAND HEARING**

**TO THE HONORABLE COMMISSIONERS AND ADMINISTRATIVE LAW
JUDGES OF THE STATE OFFICE OF ADMINISTRATIVE HEARINGS:**

The Executive Director of the Texas Commission on Environmental Quality files his Exceptions in response to the Supplemental Proposal for Decision Following the Remand Hearing prepared by the Administrative Law Judges in the above-referenced matter.

The Executive Director contends that TexCom Gulf Disposal, LLC, has met its burden of proof on all issues. The Executive Director recommends granting the application for IHW Permit No. 87758. The Executive Director supports and recommends issuance of the PFD.

The Executive Director respectfully requests that the Honorable Commissioners adopt the Proposed PFD and Order.

Respectfully submitted,

Mark Vickery, Executive Director
Texas Commission on Environmental Quality

Robert Martinez, Division Director
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Representing the Executive Director of the
Texas Commission on Environmental Quality

CERTIFICATE OF SERVICE

I certify that on November 29, 2010, a true and correct copy of the "Executive Director's Exceptions To Supplemental Proposal For Decision Following the Remand Hearing" was transmitted to the persons identified on the attached mailing list by the methods indicated.



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